

***[NO MINUTES WERE GENERATED FOR  
WEDNESDAY, JUNE 16, 2010,  
IN OBSERVANCE OF JUDICIAL BRANCH FURLOUGH.]***

1053

**SUPREME COURT MINUTES  
THURSDAY, JUNE 17, 2010  
SAN FRANCISCO, CALIFORNIA**

**S174016**

**MINKLER (SCOTT) v.  
SAFECO INSURANCE  
COMPANY OF AMERICA**

Opinion filed

We therefore hold that, in light of the severability clause in Betty's policies, the exclusion of coverage for injuries arising from "an" insured's intentional acts did not preclude coverage for Betty's liability, if any, arising from the molestations for the sole reason that *David*, another insured under the policies, had committed intentional, and thus excludable, acts. Instead, Betty's coverage must be analyzed on the basis of whether *she herself* committed an act or acts that fell within the intentional act exclusion. Accordingly, we answer the question presented by the United States Court of Appeals for the Ninth Circuit "no."

Majority Opinion by Baxter, J.

-- joined by George, C. J., Kennard, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S181611**

G040151 Fourth Appellate District, Div. 3

**PEOPLE v. NELSON  
(SAMUEL MOSES)**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S181788**

C062809 Third Appellate District

**LUCAS (DAVID) ON H.C.**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S182355**

B219011 Second Appellate District, Div. 3

**PEOPLE v. S.C. (SHARKEY)**

Petition for review granted

Votes: George, C. J., Kennard, Baxter, Werdegar, Chin, Moreno, and Corrigan, JJ.

**S181825**      E050048 Fourth Appellate District, Div. 2      **RACCA (JASON MARLON)  
ON H.C.**

Petition for review granted; transferred to Court of Appeal, Fourth Appellate District, Division Two, with directions to issue an order to show cause

The petition for review is granted.

The matter is transferred to the Court of Appeal, Fourth Appellate District, Division Two. That court is ordered to vacate its summary denial dated April 2, 2010, and is further ordered to issue an order to show cause, returnable before the Riverside County Superior Court. The Director of Corrections and Rehabilitation is to be ordered to show cause, when the matter is placed on calendar, why the upper term sentence imposed for the Penal Code section 12022.5, subdivision (a) personal firearm enhancement did not violate petitioner's right to a jury trial. (See *Cunningham v. California* (2007) 549 U.S. 270; *In re Gomez* (2009) 45 Cal.4th 650, 655; Cal. Rules of Court, rule 8.528(d).) The return is to be filed on or before July 16, 2010.

Votes: George, C. J., Kennard, Werdegard, Chin, Moreno, and Corrigan, JJ.

**S153780**      **CARTER (DEAN PHILLIP)  
ON H.C.**

Petition for writ of habeas corpus denied      (AA)

The petition for a writ of habeas corpus, filed June 22, 2007, is denied as follows.

All claims, except claims 5 and 16 (subclaim C), are denied on the merits.

All claims are denied as untimely with the exception of claims 1 (subclaim D (with respect to Jurors Cigainero and Ridge)), 2 (subclaims C (with respect to the allegations concerning Fetal Alcohol Syndrome) and D (with respect to allegations concerning Tulio's alibi)), 3 (subclaims B, C, D, and E (insofar as they relate to allegations concerning child abuse and Fetal Alcohol Syndrome)), 5, 8 (insofar as it relates to allegations concerning Fetal Alcohol Syndrome), 13, 16, and 17. (*In re Robbins* (1998) 18 Cal.4th 770, 799, fn. 21; *In re Clark* (1993) 5 Cal.4th 750, 782-787.)

Except insofar as they allege ineffective assistance of counsel, claims 1 (subclaims A and B), 6 (subclaims C.1-C.3, and D), 9, 10 (subclaims A-H), 11, 12 (subclaims B-C), 14, and 15 are denied on the ground that these claims were raised and rejected on appeal. (*In re Harris* (1993) 5 Cal.4th 813, 829-841; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

Except insofar as they allege evidence of child abuse and Fetal Alcohol Syndrome, claims 2 (subclaims B, C, E, F, and G), 3 (subclaims B, C, D, E, and F), 4, 6 (subclaims B, C.1, C.2, C.3, and D), 7 (subclaims B and C), 8, 9, 10 (subclaim F), 14 (insofar as it alleges the trial court should have instructed the jury not to consider the other crimes against Kim, Knoll, Mills, Guthrie, and Jennifer S. as evidence during the penalty phase), and 15 (insofar as it alleges petitioner was denied a full hearing on his motion to suppress) are denied on the ground that these claims were raised and rejected in petitioner's prior petition for writ of habeas corpus (S096874). (*In re Clark, supra*, 5 Cal.4th at p. 767; *In re Miller* (1941) 17 Cal.2d 734, 735.)

Except insofar as they allege evidence of child abuse and Fetal Alcohol Syndrome or that prior postconviction counsel was ineffective for failing to raise them, claims 1 (subclaims A, B, C, and D (insofar as it alleges Juror McAlpine improperly met with the other jurors after his dismissal)),

2 (subclaim D (insofar as it relates to third party culpability concerning the murder of Tok Kim), 10 (subclaims A, B, C, D, E, G, and H), 11, 12 (subclaims B and C), 14 (insofar as it alleges that several standard guilt phase instructions were erroneous), and 15 (insofar as it alleges that trial counsel provided ineffective assistance) are denied on the ground that they are successive, as they could have been raised in petitioner's prior petition for writ of habeas corpus (S096874) but were not. (*In re Robbins*, *supra*, 18 Cal.4th at p. 788, fn. 9; *In re Clark*, *supra*, 5 Cal.4th at pp. 767-768; *In re Horowitz* (1949) 33 Cal.2d 534, 546-547.)

Except insofar as they allege evidence of child abuse and Fetal Alcohol Syndrome or ineffective assistance of counsel, claims 1 (subclaim D (insofar as it alleges Juror McAlpine improperly met with the other jurors after his dismissal)), 6 (subclaim B), 7 (subclaim B), and 8 are denied on the ground that they could have been raised on appeal but were not. (*In re Harris*, *supra*, 5 Cal.4th at pp. 825 & fn. 3, 826-829; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

Claims 5 and 16 (subclaim C) are denied as premature without prejudice to renewal after an execution date is set. (*People v. Abilez* (2007) 41 Cal.4th 472, 536; *People v. Lawley* (2002) 27 Cal.4th 102, 169, fn. 25.)

To the extent claim 12 (subclaims B and C) alleges insufficiency of the evidence, it is not cognizable on habeas corpus. (*In re Lindley* (1947) 29 Cal.2d 709, 723.)

To the extent claim 15 alleges a violation of the Fourth Amendment, it is not cognizable on habeas corpus. (*In re Sterling* (1965) 63 Cal.2d 486, 487.)

**S153790****CARTER (DEAN PHILLIP)  
ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for a writ of habeas corpus, filed June 22, 2007, is denied as follows.

All claims, except claims 16 and 17 (subclaim C), are denied on the merits.

All claims are denied as untimely with the exception of claims 4, 5 (subclaims D.2 (with respect to the allegations concerning Fetal Alcohol Syndrome) and G (with respect to allegations concerning Tulio's alibi)), 6 (subclaims B, C, and D (as they relate to allegations concerning child abuse and Fetal Alcohol Syndrome)), 15, 16, and 17. (*In re Robbins* (1998) 18 Cal.4th 770, 799, fn. 21; *In re Clark* (1993) 5 Cal.4th 750, 782-787.)

Except insofar as they allege ineffective assistance of counsel, claims 3, 9 (subclaims A and B), 10 (subclaims B and C), 11 (subclaim B), 12 (subclaims A, C-K), 13, and 14 (subclaims A-D) are denied on the ground that these claims were raised and rejected on appeal. (*In re Harris* (1993) 5 Cal.4th 813, 829-841; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

Except insofar as they allege evidence of child abuse and Fetal Alcohol Syndrome, claims 1 (subclaims A and B), 2, 3, 5 (subclaims C, D.1-D.3, E, F, and H), 6 (subclaims B-E), 7, 11 (subclaims B and C), and 12 (subclaims E and I) are denied on the ground that these claims were raised and rejected in petitioner's prior petition for writ of habeas corpus (S090230). (*In re Clark*, *supra*, 5 Cal.4th at p. 767; *In re Miller* (1941) 17 Cal.2d 734, 735.)

Except insofar as they allege evidence of child abuse and Fetal Alcohol Syndrome or ineffective assistance of counsel, claims 5 (subclaims B and G (insofar as it relates to third party culpability concerning the murder of Tok Kim)), 8, 9 (subclaims A and B), 10 (subclaims B and C), 12

(subclaims B-D, F-H, J, and K), 13, and 14 (subclaims A-D) are denied on the ground that they are successive, as they could have been raised in petitioner's prior petition for writ of habeas corpus (S090230) but were not. (*In re Robbins, supra*, 18 Cal.4th at p. 788, fn. 9; *In re Clark, supra*, 5 Cal.4th at pp. 767-768; *In re Horowitz* (1949) 33 Cal.2d 534, 546-547.)

Claim 8 is denied on the ground that it was forfeited by petitioner's failure to raise it in the trial court. (*In re Seaton* (2004) 34 Cal.4th 193, 197-201.)

Claim 12 (subclaim B) is further denied on the ground that it could have been raised on appeal but was not. (*In re Harris, supra*, 5 Cal.4th at pp. 825 & fn. 3, 826-829; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

Claims 16 and 17 (subclaim C) are denied as premature without prejudice to renewal after an execution date is set. (*People v. Abilez* (2007) 41 Cal.4th 472, 536; *People v. Lawley* (2002) 27 Cal.4th 102, 169, fn. 25.)

To the extent claim 13 alleges insufficiency of the evidence, it is not cognizable on habeas corpus. (*In re Lindley* (1947) 29 Cal.2d 709, 723.)

Justice Werdegard would not apply the bar of *In re Seaton, supra*, 34 Cal.4th at pp. 197-200, to claim 8.

**S160990****DEMETRULIAS (GREGORY  
SPIROS) ON H.C.**

Petition for writ of habeas corpus denied (AA)

**S180336****CARTER (DEAN PHILLIP)  
ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus, filed on February 16, 2010, is denied.

**S180923**

H031733 Sixth Appellate District

**PEOPLE v. ALCARAZ  
(THOMAS EUGENE)**

Petitions for review denied

**S181019**

B214342 Second Appellate District, Div. 6

**PEOPLE v. MILLER (ERIC  
PAUL)**

Petition for review denied

**S181318**

H033529 Sixth Appellate District

**AHMAD (JAMIL) ON H.C.**

Petition for review denied

**S181320** H032568 Sixth Appellate District  
Petition for review denied

**PEOPLE v. AHMAD (JAMIL)**

**S181423** H032961/H034299 Sixth Appellate District  
Petition for review denied

**PEOPLE v. GREENLAW  
(ROSEMARY BELLE)**

**S181430** G040023 Fourth Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. THOMAS  
(DENNIS LINDROTH)**

**S181432** B211975 Second Appellate District, Div. 4  
Petition for review denied

**PEOPLE v. SINGLETON  
(MICHAEL JOSEPH)**

**S181433** D052150 Fourth Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. RAMOS (JESUS  
PEREDA)**

**S181448** G041699 Fourth Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. CRAIG (KENT)**

**S181461** H034125 Sixth Appellate District  
Petition for review denied  
Kennard, J., is of the opinion the petition should be granted.

**PEOPLE v. LOPEZ  
(ROSARIO ARREOLA)**

**S181464** F059624 Fifth Appellate District  
Petition for review denied  
Baxter, J., was recused and did not participate.

**GUDINO (VICTOR) ON H.C.**

**S181472** D054944 Fourth Appellate District, Div. 1  
Petition for review denied

**PEOPLE v. RUIZ (RICARDO  
MIGUEL)**

**S181485** B210052 Second Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. GRAY (TREDAIL)**

**S181493** E047593 Fourth Appellate District, Div. 2  
Petition for review denied  
The request for judicial notice is denied.

**LOBO (JENNIFER) v.  
TAMCO**

**S181529** A122141 First Appellate District, Div. 4  
Petition for review denied

**PEOPLE v. PARLOR  
(EMANUEL)**

**S181536** C059784 Third Appellate District  
Petition for review denied  
Kennard, J., is of the opinion the petition should be granted.

**PEOPLE v. SMIDT (JAMES  
HENRY)**

**S181543** E045940 Fourth Appellate District, Div. 2  
  
Petition for review denied

**FORSGREN ASSOCIATES,  
INC. v. PACIFIC GOLF  
COMMUNITY  
DEVELOPMENT LLC.  
(COLONIAL TRUST  
COMPANY)**

**S181558** B207869 Second Appellate District, Div. 1  
Petition for review denied

**D.C. v. R.R.**

**S181621** A123696 First Appellate District, Div. 4  
Petition for review denied

**PEOPLE v. DOUGLAS  
(BRYAN ANTHONY)**

**S181628** E046753 Fourth Appellate District, Div. 2  
Petition for review denied

**PEOPLE v. LIZARRAGA  
(BALERIO MILLAN)**

**S181646**      B221880 Second Appellate District, Div. 5  
Petition for review denied

**QUEVEDO (GUILLEN) ON  
H.C.**

**S181678**      E050145 Fourth Appellate District, Div. 2  
Petition for review denied

**LIZARRAGA (BALERIO  
MILLAN) ON H.C.**

**S181679**      B214875 Second Appellate District, Div. 4  
Petition for review denied

**PEOPLE v. BURGESS (JASON  
LAMAR)**

**S181688**      E047299 Fourth Appellate District, Div. 2  
Petition for review denied  
The petition for review is denied and it is ordered to remain filed under seal.

**PEOPLE v. LANTEIGNE  
(CHRISTOPHER RICHARD)**

**S181697**      B206399 Second Appellate District, Div. 8  
Petition for review denied

**PEOPLE v. PERAZA (JESUS  
A.)**

**S181698**      F057269 Fifth Appellate District  
Petition for review denied

**PEOPLE v. DACK (DAVID  
DOUGLAS)**

**S181735**      E050423 Fourth Appellate District, Div. 2  
Petition for review denied

**RAMOS (FRANCISCO) ON  
H.C.**

**S181786**      B188106 Second Appellate District, Div. 3  
Petition for review & depublication request(s) denied  
Chin and Corrigan, JJ., were recused and did not participate.

**PFIZER, INC. v. S.C.  
(GALFANO)**

**S181826**      G041970 Fourth Appellate District, Div. 3  
Petition for review denied

**PEOPLE v. WARWICK  
(ASHLEE RENEE)**

**S181834**      E048295 Fourth Appellate District, Div. 2  
Petition for review denied

**PEOPLE v. CARR (CLAUDE  
ZIMBELES)**

**S181864**      F055923 Fifth Appellate District  
  
Petition for review denied

**SMITH (BRENTON R.) v.  
ADVENTIST HEALTH  
SYSTEM/WEST**

**S181897**      C059805 Third Appellate District  
  
Petition for review denied

**GARDELLA (JOSEPH P.) v.  
TORRES (BONNIE K.)**

**S181932**      C064144 Third Appellate District  
  
Petition for review denied

**LAU (HON) v. BROWN, JR.,  
(EDMUND G.)**

**S181934**      B221999 Second Appellate District, Div. 8  
  
Petition for review denied

**HERNANDEZ (RICARDO) ON  
H.C.**

**S181951**      B223108 Second Appellate District, Div. 6  
Petition for review denied

**BLACK (PHILLIP) ON H.C.**

**S181962**      A124410 First Appellate District, Div. 4  
  
Petition for review denied

**HELM (DANIEL) v. LINCOLN  
AIR CONDITIONING  
CORPORATION**

**S181997**      D055167 Fourth Appellate District, Div. 1  
Petition for review denied

**BATIE (JOHN L.) ON H.C.**



**S182003** G043419 Fourth Appellate District, Div. 3  
Petition for review denied

**DIEP (LONG) ON H.C.**

**S182015** B219508 Second Appellate District, Div. 5  
  
Petition for review denied

**HARTFORD LIFE  
INSURANCE COMPANY v.  
WILLIAMS (JOHN D.)/  
(BURGESS)**

**S182028** G040702 Fourth Appellate District, Div. 3  
  
Petition for review denied

**PEOPLE v. BOJORQUEZ  
(FRANK MARTIN)**

**S182055** C060342 Third Appellate District  
  
Petition for review denied

**PEOPLE v. ESCUDERO  
(RALPH)**

**S182058** B215494 Second Appellate District, Div. 5  
  
Petition for review denied

**BLACK, JR., (ROBERT) v.  
SADLER (WILLIAM L.)**

**S182121** B217122 Second Appellate District, Div. 2  
Petition for review denied

**IN RE T.C.**

**S182125** B223385 Second Appellate District, Div. 2  
Petition for review denied

**ORTEGA (JUAN) ON H.C.**

**S182192** D053345/D054298 Fourth Appellate District, Div. 1  
  
Petition for review denied

**MHC FINANCING LIMITED  
PARTNERSHIP TWO v. CITY  
OF SANTEE**

**S182197** B191279 Second Appellate District, Div. 2

Petition for review denied

**ALIKHANI (PATRIS) v.  
WARNER BROS.  
ENTERTAINMENT, INC.**

**S182241** B222804 Second Appellate District, Div. 8

Petition for review denied

**OLIVIER (MAURICE  
PIERRE) ON H.C.**

**S182274** G042058 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. JEFFRIES  
(DUSTIN TAYLOR)**

**S182277** B213740 Second Appellate District, Div. 4

Petition for review denied

**PEOPLE v. THURTON (EVAN  
OMAR)**

**S182325** G040358/G040571 Fourth Appellate District, Div. 3 **HEDGPETH (MARCUS W.) v.**

Petition for review denied

**CITY OF ANAHEIM**

**S182326** C060495 Third Appellate District

Petition for review denied

**PEOPLE v. DAVIS (STEVEN)**

**S182330** B212082 Second Appellate District, Div. 3

Petition for review denied

**GRAY (STEVEN W.) v.  
BEGLEY (DAMEON  
L.)/(CONTINENTAL  
CASUALTY COMPANY)**

**S182362** D055135 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. MUNETON  
(RICARDO)**

**S182396** B213053/B214116 Second Appellate District, Div. 7 **DUCLOS (CLOVIS R.) v. MARINA PACIFICA HOMEOWNERS ASSOCIATION, INC.**

Petition for review denied

**S182400** F058104 Fifth Appellate District

Petition for review denied

Baxter, J., was recused and did not participate.

**PEOPLE v. HELM (JAMES LEE)**

**S182458** B209274 Second Appellate District, Div. 1

Petition for review denied

**ROTH (STEVEN E.M.) v. FRYZER (JOSEPH)**

**S182493** F057101 Fifth Appellate District

Petition for review denied

Baxter, J., was recused and did not participate.

**PEOPLE v. JACOBS (GEORGE)**

**S182513** B209654 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. GOMEZ (ALEJANDRA)**

**S182515** B209656 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. CARTER (JAMES XAVIER)**

**S182517** F057457 Fifth Appellate District

Petition for review denied

**IN RE D.S.**

**S182520**

Petition for writ of mandate/prohibition denied

**DIAS (CHAD) v. COURT OF APPEAL, FIRST APPELLATE DISTRICT, DIVISION FIVE (PEOPLE)**

**S182522** B211226 Second Appellate District, Div. 1

Petition for review denied

**TAKAYAMA (SUE TSUGI),  
CONSERVATORSHIP OF &  
ESTATE OF**

**S182526** B211777 Second Appellate District, Div. 8

Petition for review denied

The request for judicial notice is granted.

**CARSON HARBOR VILLAGE  
LTD. v. CITY OF CARSON**

**S182528** E046164 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. AUBRY (MARCUS  
M.)**

**S182531** E048005 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. YBARRA (MARK  
ANTHONY)**

**S182541** G041566 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. MAI (HUNG VAN)**

**S182543** B214879 Second Appellate District, Div. 5

Petition for review denied

**PEOPLE v. TERVEER  
(JUSTIN RYAN)**

**S182560** F057440 Fifth Appellate District

Petition for review denied

**PEOPLE v. HOWELL (JULIA)**

**S182562** C056970 Third Appellate District

Petition for review & depublication request(s) denied

**SWAHN GROUP, INC. v.  
SEGAL (MALCOLM S.)**

**S182563** A122550 First Appellate District, Div. 1

Petition for review denied  
Chin, J., was recused and did not participate.

**PEOPLE v. CHAN (ADAMU  
TAYE)**

**S182570** G039736 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. LOPEZ (JOSE  
FERNANDEZ)**

**S182578**

Petition for writ of mandate/prohibition denied

**SINGLETON (KELVIN X.) v.  
COURT OF APPEAL, FIFTH  
APPELLATE DISTRICT  
(DEPARTMENT OF  
CORRECTIONS &  
REHABILITATION)**

**S182587** A123314 First Appellate District, Div. 1

Petition for review denied

**JOHNSON (KENNETH D.) v.  
THREADGILL (TAMARA  
K.)/(CONTRA COSTA  
COUNTY DEPARTMENT OF  
CHILD SUPPORT SERVICES)**

**S182596** G042513 Fourth Appellate District, Div. 3  
Petition for review denied

**IN RE T.B.**

**S182602** B210090 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. JAMES  
(CLARENCE)**

**S182604** A128232 First Appellate District, Div. 1

Petition for review denied

**RASHEED (TAHEE  
ABDULLAH) v. S.C.  
(PEOPLE)**

**S182606** F056819 Fifth Appellate District

Petition for review denied

**PEOPLE v. KELLY (JAMES LEROY)**

**S182607** E048328 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. KLINEFELTER (JEFFREY SCOTT)**

**S182610** B200500 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. PADILLA (ANTONIO)**

**S182624** D053964 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CASTRO (EDUARDO)**

**S182627** E046927 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. JIMENEZ (MARTIN)**

**S182633** B223915 Second Appellate District, Div. 6

Petition for review denied

**BLACK (PHILLIP) ON H.C.**

**S182634** E046674 Fourth Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BERGMAN (STACEY LYN)**

**S182638** C061729 Third Appellate District

Petition for review denied

**PEOPLE v. KLIPP (JOSHUA LANDON)**

**S182663** C061883 Third Appellate District

Petition for review denied

**PEOPLE v. COSSAIRT (CARL WADE)**

**S182664**      B211833 Second Appellate District, Div. 8  
Petition for review denied

**PEOPLE v. GONZALEZ  
(ALFONSO ARMANDO)**

**S182667**      D057220 Fourth Appellate District, Div. 1  
  
Petition for review denied

**SUKUMAR (PONANI N.) v.  
S.C. (NAUTILUS GROUP,  
INC.)**

**S182669**      B223252 Second Appellate District, Div. 3  
  
Petition for review denied

**HBI FINANCIAL, INC. v. S.C.  
(DEUTSCHE BANK  
SECURITIES, INC.)**

**S182673**      B213246 Second Appellate District, Div. 7  
  
Petition for review denied

**PEOPLE v. OSEGUEDA  
(SAMUEL)**

**S182677**      B212717 Second Appellate District, Div. 6  
Petition for review denied

**PEOPLE v. POINTER (PAUL)**

**S182679**      D054241 Fourth Appellate District, Div. 1  
  
Petition for review denied

**MATAELE ('ISILELI TUPOU  
MANA'IA) & BRITTAIN  
(ASHLEY), MARRIAGE OF**

**S182683**      B214532 Second Appellate District, Div. 1  
  
Petition for review denied

**PEOPLE v. ENOSA (FENIKA  
NATHANIEL)**

**S182686**      B218911 Second Appellate District, Div. 2  
  
Petition for review denied

**PEOPLE v. FRASIER  
(TRAVYON LAMONT)**

**S182723** G042429 Fourth Appellate District, Div. 3  
Petition for review denied

**IN RE ANTHONY I.**

**S172143**  
Petition for writ of habeas corpus denied

**GARY (GLENN W.) ON H.C.**

**S173161**  
Petition for writ of habeas corpus denied

**AVERY (KYLE) ON H.C.**

**S178040**  
Petition for writ of habeas corpus denied

**SAMUELS (ROBERT EARL)  
ON H.C.**

**S178341**  
Petition for writ of habeas corpus denied

**FLOWERS (DARELL) ON  
H.C.**

**S178347**  
The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**MILEY (RICHARD ALLEN)  
ON H.C.**

**S178394**  
The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**SWON (JAMES) ON H.C.**

**S178417**  
Petition for writ of habeas corpus denied

**LEYVA (RICARDO) ON H.C.**

**S178440**  
The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304.)

**WILLIAMS (JOSEPH M.) ON  
H.C.**



**S178817****HUANG (SHANE) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750.)

**S178818****BROWN (GEORGE  
ANTHONY) ON H.C.**

Petition for writ of habeas corpus denied

**S178849****McCLENDON (ANDRE) ON  
H.C.**

Petition for writ of habeas corpus denied

**S178875****DURANT (DAVID) ON H.C.**

Petition for writ of habeas corpus denied

**S178911****CASTRO (HECTOR) ON H.C.**

Petition for writ of habeas corpus denied

**S178921****SINGLETARY-BEY  
(GONDEE C.) ON H.C.**

Petition for writ of habeas corpus denied

**S178940****NGUYEN (HAI) ON H.C.**

Petition for writ of habeas corpus denied

**S178943****MEJIA (RAFAEL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Swain* (1949) 34 Cal.2d 300, 304.)

**S178944****HOELSCHER (LOREN  
JAMES) ON H.C.**

Petition for writ of habeas corpus denied

**S178945****WHITE (DARNELL H.) ON  
H.C.**

Petition for writ of habeas corpus denied

**S178949**

Petition for writ of habeas corpus denied

**DUNAWAY (CHRISTOPHER)  
ON H.C.****S178988**The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.)**DOWLATSHAHI (KHOSRO)  
ON H.C.****S178996**

Petition for writ of habeas corpus denied

**RICHARDSON (ERIN) ON  
H.C.****S179005**

Petition for writ of habeas corpus denied

**CHAVEZ (RAMIRO A.) ON  
H.C.****S179021**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**HERRERA (ARMANDO) ON  
H.C.****S179022**

Petition for writ of habeas corpus denied

**CARRAZCO (ROLANDO  
FELIX) ON H.C.****S179026**

Petition for writ of habeas corpus denied

**GAITHER (ANDRE B.) ON  
H.C.****S179039**The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)**NGUYEN (DAI) ON H.C.****S179040**

Petition for writ of habeas corpus denied

**BRIONES (LANDY ROBERT)  
ON H.C.**

**S179055****HUGGINS (CHRISTOPHER)  
ON H.C.**

Petition for writ of habeas corpus denied

**S179063****NAVA (EDGAR) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**S179067****VIOLANTE (JOSE JORGE)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**S179068****WILLIAMS (BRETT LEE) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S179073****COOPER (KENNETH  
ALLAN) ON H.C.**

Petition for writ of habeas corpus denied

**S179078****DICKERSON (GREGORY S.)  
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**S179079****FERRELL (MARK  
ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218.)

**S179083****SOLER (LUIS RAMON) ON  
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dixon* (1953) 41 Cal.2d 756.)

**S179087****MAGALLÓN (STEVEN  
RUBEN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Lindley* (1947) 29 Cal.2d 709.)

**S179092****CARRILLO (MAX) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S179099****GARCIA (JAIME A.) ON H.C.**

Petition for writ of habeas corpus denied

**S179100****JOHNSON, JR., (ROY  
MILTON) ON H.C.**

Petition for writ of habeas corpus denied

**S179508****MITCHELL (JOHN  
EDWARD) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S180178****TOLIVER (ALFRED) ON H.C.**

Petition for writ of habeas corpus denied

**S180833****SNIPES (BEN ALAN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S181658****McMONAGLE (BRIAN  
JOSEPH) ON H.C.**

Petition for writ of habeas corpus denied

**S181675****MITCHELL (JOHN  
EDWARD) ON H.C.**

Petition for writ of habeas corpus denied

**S181883****ADAMS (PAUL B.) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S182107****BAILEY (ROBIN) ON H.C.**

Petition for writ of habeas corpus denied

**S182113****EAST (EBONE LEROY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

**S182158****ALFARO (CESAR) ON H.C.**

Petition for writ of habeas corpus denied

**S182255****JACKSON (STEPHEN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

**S182259****IBANEZ (ROMAN CORRILLO) ON H.C.**

Petition for writ of habeas corpus denied

**S182367****DIXON (RICK) ON H.C.**

Petition for writ of habeas corpus denied

**S182422****ORTEGA (NOEL) ON H.C.**

Petition for writ of habeas corpus denied

**S182444****MENDOZA (CARLOS) ON H.C.**

Petition for writ of habeas corpus denied

**S182530**

Petition for writ of habeas corpus denied

**SANCHEZ (JOSE  
VELASQUEZ) ON H.C.****S182537**

Petition for writ of habeas corpus denied

**SILVIS III (JAMES  
MONROE) ON H.C.****S182544**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)

**MITCHELL (JOHN  
EDWARD) ON H.C.****S182681**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921.)

**SNIPES (BEN ALAN) ON H.C.****S182812**

Petition for writ of habeas corpus denied

**ARTEAGA (ANTHONY) ON  
H.C.****S182891**

The petition for writ of habeas corpus is denied. (See *People v. Villa* (2009) 45 Cal.4th 1063.)

**KAPLAN (KENNETH LYN)  
ON H.C.****S182896**

Petition for writ of habeas corpus denied

**ROTHWELL (MICHAEL) ON  
H.C.**

**S181941**      D055238 Fourth Appellate District, Div. 1  
Publication request denied (case closed)

**IN RE Z.L.**

**S182180**      B219647 Second Appellate District, Div. 4

Publication request denied (case closed)

**LOJACK CORPORATION,  
INC. v. S.C. (RUTTI)**

**S182908**      B220739 Second Appellate District, Div. 6      **LORESCH (KARL) ON H.C.**  
Depublication request denied (case closed)

The court declines to review this matter on its own motion. The matter is now final.

**S181466**      B213005 Second Appellate District, Div. 1      **PEOPLE v. LEE (TYRELL  
AVION)**

The time for granting or denying review in the above-entitled matter is hereby extended to  
July 26, 2010.

**S181642**      E046800 Fourth Appellate District, Div. 2      **PEOPLE v. GONZALES  
(LOREN CHARLES)**

The time for granting or denying review in the above-entitled matter is hereby extended to  
July 23, 2010.

**S181670**      D053006 Fourth Appellate District, Div. 1      **PEOPLE v. WASHINGTON  
(ANTONIO)**

The time for granting or denying review in the above-entitled matter is hereby extended to  
July 27, 2010.

**S181671**      B215716 Second Appellate District, Div. 5      **PEOPLE v. ANDERSON  
(ANTUAN DEONTE)**

The time for granting or denying review in the above-entitled matter is hereby extended to  
July 26, 2010.

**S181971**      B212357 Second Appellate District, Div. 7      **PEOPLE v. SAJOR-REEDER  
(CHRISTINA)**

The time for granting or denying review in the above-entitled matter is hereby extended to  
July 27, 2010.

**S181996**      A124804 First Appellate District, Div. 3      **PEOPLE v. NORRA  
(DEANDRE)**

The time for granting or denying review in the above-entitled matter is hereby extended to  
July 29, 2010.

**S182115** H032537 Sixth Appellate District

**PEOPLE v. RESENDIZ (JOSE ENRIQUE)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 29, 2010.

**S182132** G040381 Fourth Appellate District, Div. 3

**PEOPLE v. MANZANARES (JUAN)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 23, 2010.

**S182136** B223458 Second Appellate District, Div. 2

**DAVIS (RICHARD) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to July 23, 2010.

**S182147** B216238 Second Appellate District, Div. 6

**PEOPLE v. BROOKS (THOMAS THEODORE)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 23, 2010.

**S182165** D054137 Fourth Appellate District, Div. 1

**PEOPLE v. WEST (JEKE DEVON)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 23, 2010.

**S182187** B192900 Second Appellate District, Div. 2

**WILSON (DILLINGHAM-RAY) v. CITY OF LOS ANGELES (CBI SERVICES, INC.)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 26, 2010.

**S182188** B223647 Second Appellate District, Div. 7

**DUNCAN (CARL) v. S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 26, 2010.



**S182195** C055139 Third Appellate District

**PEOPLE v. HOLMES  
(JESSICA NICOLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 29, 2010.

**S182230** G041641 Fourth Appellate District, Div. 3

**PEOPLE v. CARRILLO  
(ALFONSO GONZALEZ)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 27, 2010.

**S182246** B222585 Second Appellate District, Div. 8

**APANA (ALEXANDER KUPE)  
v. APPELLATE DIVISION  
(SUPERIOR COURT LOS  
ANGELES COUNTY)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 27, 2010.

**S182249** B208505 Second Appellate District, Div. 6

**PEOPLE v. FELS (EDWARD  
CHARLES)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 27, 2010.

**S182263** C058326 Third Appellate District

**PEOPLE v. MILWARD  
(GEORGE)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 28, 2010.

**S182272** C060359 Third Appellate District

**PEOPLE v. HALL (DAIQUIRI)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 29, 2010.

**S182292** D053340 Fourth Appellate District, Div. 1

**PEOPLE v. THROOP  
(EDWARD)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 29, 2010.

**S182293**      B213093 Second Appellate District, Div. 2      **PEOPLE v. LOPEZ  
(FAUSTINO)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 29, 2010.

**S182296**      F059176 Fifth Appellate District      **SANDERS (LEVI) ON H.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to July 29, 2010.

**S182301**      B221265 Second Appellate District, Div. 6      **CARON (ROBERT TROY) v.  
S.C. (PEOPLE)**

The time for granting or denying review in the above-entitled matter is hereby extended to July 29, 2010.

**S182315**      A123675 First Appellate District, Div. 4      **IN RE R.C.**

The time for granting or denying review in the above-entitled matter is hereby extended to July 29, 2010.

**S022998**      **PEOPLE v. TOWNSEL  
(ANTHONY LETRICE)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy Attorney General Louis M. Vasquez's representation that he anticipates filing the respondent's brief by August 31, 2011, counsel's request for an extension of time in which to file that brief is granted to August 13, 2010. After that date, only six further extensions totaling about 380 additional days are contemplated.

**S042346**      **PEOPLE v. JONES (BRYAN  
MAURICE)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Joseph E. Chabot's representation that he anticipates filing the appellant's reply brief by October 15, 2010, counsel's request for an extension of time in which to file that brief is granted to August 17, 2010. After that date, only one further extension totaling about 60 additional days is contemplated.

**S048543****PEOPLE v. ROUNTREE  
(CHARLES F.)**

Extension of time granted

Good cause appearing, and based upon counsel Peter Hensley's representation that he anticipates filing the appellant's reply brief by October 20, 2010, counsel's request for an extension of time in which to file that brief is granted to August 23, 2010. After that date, only one further extension totaling about 60 additional days is contemplated.

**S051342****PEOPLE v. CUNNINGHAM  
(JOHN)**

Extension of time granted

Good cause appearing, and based upon counsel Brian A. Pori's representation that he anticipates filing the appellant's reply brief by October 15, 2010, counsel's request for an extension of time in which to file that brief is granted to August 16, 2010. After that date, only one further extension totaling about 60 additional days is contemplated.

**S058019****PEOPLE v. CONTRERAS  
(GEORGE LOPEZ)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Denise Anton's representation that she anticipates filing the appellant's reply brief by January 2011, counsel's request for an extension of time in which to file that brief is granted to August 17, 2010. After that date, only three further extensions totaling about 150 additional days are contemplated.

**S070250****PEOPLE v. JOHNSON  
(MICHAEL RAYMOND)**

Extension of time granted

Good cause appearing, and based upon counsel Anthony J. Dain's representation that he anticipates filing the appellant's reply brief by February 11, 2011, counsel's request for an extension of time in which to file that brief is granted to August 10, 2010. After that date, only three further extensions totaling about 180 additional days are contemplated.

**S075725****PEOPLE v. JONES  
(KIONGOZI)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Jessica K. McGuire's representation that she anticipates filing the appellant's opening brief by August 17, 2010, counsel's request for an extension of time in which to file that brief is granted to August 17, 2010. After that date, no further extension will be granted.

**S078027****PEOPLE v. STREETER  
(HOWARD LARCELL)**

Extension of time granted

Good cause appearing, and based upon Supervising Deputy State Public Defender Andrew S. Love's representation that he anticipates filing the appellant's reply brief by September 10, 2010, counsel's request for an extension of time in which to file that brief is granted to August 20, 2010. After that date, only one further extension totaling about 20 additional days is contemplated.

**S084996****PEOPLE v. CHHOUN (RUN  
PETER)**

Extension of time granted

Good cause appearing, and based upon Senior Deputy State Public Defender Susan Ten Kwan's representation that she anticipates filing the appellant's opening brief by December 2010, counsel's request for an extension of time in which to file that brief is granted to August 16, 2010. After that date, only two further extensions totaling about 120 additional days are contemplated. An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S093756****PEOPLE v. WILLIAMS  
(COREY LEIGH)**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Ann P. Wathen's representation that she anticipates filing the respondent's brief by June 28, 2010, counsel's request for an extension of time in which to file that brief is granted to June 28, 2010. After that date, no further extension is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S093944****PEOPLE v. BERTSCH (JOHN  
ANTHONY) & HRONIS  
(JEFFERY LEE)**

Extension of time granted

On application of appellant Jeffery Lee Hronis and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to August 17, 2010.

**S105876****PEOPLE v. SUAREZ  
(ARTURO JUAREZ)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to August 10, 2010.

**S118384****PEOPLE v. MELENDEZ  
(ANGELO MICHAEL)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to August 23, 2010.

**S126560****PEOPLE v. ARMSTRONG  
(JAMELLE EDWARD)**

Extension of time granted

Good cause appearing, and based upon counsel Glen Niemy's representation that he anticipates filing the appellant's opening brief by September 30, 2010, counsel's request for an extension of time in which to file that brief is granted to August 17, 2010. After that date, only one further extension totaling about 45 additional days is contemplated.

An application to file an overlength brief must be served and filed no later than 60 days before the anticipated filing date. (See Cal. Rules of Court, rule 8.631(d)(1)(A)(ii) & (B)(ii).)

**S129501****PEOPLE v. MENDEZ  
(JULIAN ALEJANDRO)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to August 17, 2010.

**S141519****PEOPLE v. HIN (MAO)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to August 9, 2010.

**S179730**

C059288 Third Appellate District

**PEOPLE v. BRANNER  
(JASPER DWIGHT)**

Extension of time granted

On application of appellant and good cause appearing, it is ordered that the time to serve and file the opening brief on the merits is extended to July 23, 2010.

**S181061****JURADO (ROBERT) ON H.C.**

Extension of time granted

Good cause appearing, and based upon Deputy Attorney General Marvin E. Mizell's representation that he anticipates filing the informal response by October 22, 2010, counsel's request for an extension of time in which to file that brief is granted to August 20, 2010. After that date, only one further extension totaling about 60 additional days is contemplated.

**S182851****MOREHEAD (ROBERT E.)  
ON H.C.**

Extension of time granted

On application of the Public Defender and good cause appearing, it is ordered that the time to serve and file the informal response by the Public Defender and Office of the District Attorney is extended to July 1, 2010.

**S064574****PEOPLE v. MARTINEZ  
(MICHAEL MATTHEW)**

Order appointing Habeas Corpus Resource Center filed

Upon request of condemned prisoner Michael Matthew Martinez for appointment of counsel, the Habeas Corpus Resource Center is hereby appointed to represent Michael Matthew Martinez for habeas corpus/executive clemency proceedings related to the above automatic appeal now final in this court.

Any "petition for writ of habeas corpus will be presumed to be filed without substantial delay if it is filed . . . within 36 months" of this date (Supreme Ct. Policies Regarding Cases Arising From Judgments of Death, policy 3, timeliness std. 1-1.1), and it will be presumed that any successive petition filed within that period is justified or excused (see *In re Clark* (1993) 5 Cal.4th 750, 774-782), in light of this court's delay in appointing habeas corpus/executive clemency counsel on behalf of condemned prisoner Michael Matthew Martinez.

**S146939****PEOPLE v. CAPERS (LEE  
SAMUEL)**

Order appointing State Public Defender filed

Upon request of appellant for appointment of counsel, the State Public Defender is hereby appointed to represent appellant Lee Samuel Capers for the direct appeal in the above automatic appeal now pending in this court.

**S148462****PEOPLE v. YOUNG  
(JEFFREY SCOTT)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Kathy R. Moreno is hereby appointed to represent appellant Jeffrey Scott Young for the direct appeal in the above automatic appeal now pending in this court.

**S181137**

G041201 Fourth Appellate District, Div. 3

**PEOPLE v. BENITEZ  
(SAMUEL)**

Counsel appointment order filed

Upon request of appellant for appointment of counsel, Lewis A. Wenzell is hereby appointed to represent appellant on the appeal now pending in this court.

**S023000****PEOPLE v. CARTER (DEAN  
PHILLIP)**

Motion for access to sealed record granted

Good cause appearing, petitioner's "Application for Release of Confidential Materials," filed on March 18, 2010, seeking an order from this court granting him the opportunity to have access to, inspect, and copy confidential records and files, is granted in part and denied in part.

Counsel is granted access to the sealed reporter's transcripts to determine whether they may relate to trial counsel's funding requests and the appointment of defense experts. These sealed reporter's transcripts include:

1. Reporter's Transcript on Appeal of sealed hearing of February 20, 1991, Volume No. II-A, pages 72-1 through 72-43;
2. Reporter's Transcript on Appeal of sealed hearing of March 15, 1991, Volume No. 10-A, pages 1046-1 through 1046-17;
3. Reporter's Transcript on Appeal of sealed hearing of March 21, 1991, Volume No. 14-A, pages 1867-1 through 1867-9;
4. Reporter's Transcript on Appeal of sealed hearing of April 8, 1991, Volume No. 21-A, pages 2987-1 through 2987-43, and 3105-1 through 3105-6;
5. Reporter's Transcript on Appeal of sealed hearing of April 9, 1991, Volume No. 22-A, pages 3107-1 through 3107-4;
6. Reporter's Transcript on Appeal of sealed hearing of April 12, 1991, Volume No. 25-A, pages 3605-1 through 3605-2;
7. Reporter's Transcript on Appeal of sealed hearing of April 15, 1991, Volume No. 26-A, page 3841-1;
8. Reporter's Transcript on Appeal of sealed hearing of April 16, 1991, Volume No. 27-A, pages 4042-1 through 4042-3;
9. Reporter's Transcript on Appeal of sealed hearing of April 18, 1991, Volume No. 29-A, pages 4287-1 through 4287-4;
10. Reporter's Transcript on Appeal of sealed hearing of April 29, 1991, Volume No. 36-A, page

5467-1;

11. Reporter's Transcript on Appeal of sealed hearing of May 7, 1991, Volume No. 39-A, pages 5814-1 through 5814-3;
12. Reporter's Transcript on Appeal of sealed hearing of May 9, 1991, Volume No. 41-A, pages 6207-1 through 6207-40;
13. Reporter's Transcript on Appeal of sealed hearing of May 13, 1991, Volume No. 42-A, pages 6247-1 through 6247-5;
14. Reporter's Transcript on Appeal of sealed hearing of May 14, 1991, Volume No. 43-A, pages 6400-1 through 6400-3, 6246-1 through 6246-4, and 6499-1 through 6499-12;
15. Reporter's Transcript on Appeal of sealed hearing of May 16, 1991, Volume No. 44-A, pages 6559-1 through 6559-6;
16. Reporter's Transcript on Appeal of sealed hearing of May 16, 1991, Volume No. 44-A, pages 6561-1 through 6561-4;
17. Reporter's Transcript on Appeal of sealed hearing of May 24, 1991, Volume No. 47-A, pages 7095-1 through 7095-3;
18. Reporter's Transcript on Appeal of sealed hearing of May 29, 1991, Volume No. 48-A, pages 7140-1 through 7140-15;
19. Reporter's Transcript on Appeal of sealed hearing of June 4, 1991, Volume No. 48-A, pages 7165-1 through 7165-11, and 7264-1 through 7264-2;
20. Reporter's Transcript on Appeal of sealed hearing of June 5, 1991, Volume No. 49-A, pages 7329-1 through 7329-3;
21. Reporter's Transcript on Appeal of sealed hearing of June 12, 1991, Volume No. 53-A, pages 8295-1 through 8295-11;
22. Reporter's Transcript on Appeal of sealed hearing of June 20, 1991, Volume No. 57-A, pages 8812-1 through 8812-14; and
23. Reporter's Transcript on Appeal of sealed hearing of September 9, 1991, Volume No. 57-B, pages 8819-1 through 8819-8.

The request to access Penal Code section 987.2 and 987.9 material is denied without prejudice, subject to refileing the request in the superior court, as the record on appeal does not contain this material. Counsel is granted access to the confidential status reports, requests for payment, requests for appointment of experts, and funding requests of prior postconviction counsel in the record of *People v. Phillip Dean Carter*, S023000. Counsel must supply the personnel and equipment necessary to undertake this review and copying of the records, which must occur on the premises of the court.

**S181760**      A125750 First Appellate District, Div. 2

**ST. JOHN'S WELL CHILD &  
FAMILY CENTER v.  
SCHWARZENEGGER  
(ARNOLD)/(STEINBERG)**

Order filed

Time for briefing in this matter, in which review was granted on June 9, 2010, is shortened pursuant to Rules of Court, rule 8.68 as follows:



Petitioners and Intervenors are directed to serve and file opening briefs on or before June 30, 2010. Respondents are directed to serve and file an answer brief on or before July 7, 2010. Petitioners and Intervenors are directed to serve and file reply briefs on or before July 14, 2010.

**S049596****PEOPLE v. BRYANT  
(STANLEY), SMITH  
(DONALD FRANKLIN), &  
WHEELER (LEROY)**

Referee appointed

THE COURT:

Based on the record in this matter and good cause appearing:

The Honorable George G. Lomeli, Judge of the Superior Court of California, County of Los Angeles, is appointed to sit as a referee in this proceeding. He will supervise discovery, appoint, if necessary, one or more experts, take evidence, and make findings of fact and recommendations on the following questions regarding the case of *People v. Stanley Bryant, Donald Franklin Smith, and Leroy Wheeler* (Los Angeles County Superior Court Nos. A711739 and A713611; Judge Charles H. Horan): whether (1) appellant Leroy Wheeler is presently unable, as a result of mental disorder, to understand the nature of appellate counsel's attempts to investigate grounds for the filing of a petition for a writ of habeas corpus; and (2) appellant Wheeler's counsel, Conrad Petermann, should be appointed as guardian ad litem for the purpose of preparing and pursuing appellant Wheeler's habeas corpus petition.

It is further ordered that the referee prepare and submit to this court a report of the proceedings conducted pursuant to this appointment, of the evidence adduced, and the findings of fact made. The referee's findings and recommendations must be based solely on the record of the proceedings before the referee.

**S182266****SIMS (WAYNE) v. S.C. (LOS  
ANGELES POLICE  
DEPARTMENT)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**S182284****RASHEED (TAHEE  
ABDULLAH) v. CALIFORNIA  
STATE PRISON (VIRGA)**

Transferred to Court of Appeal, Third Appellate District

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, for

consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**S183137**

**FOSTER (RONALD P.) v.  
DEPARTMENT OF  
CORRECTIONS &  
REHABILITATION  
(GONZALEZ)**

Transferred to Court of Appeal, Third Appellate District

The above-entitled matter is transferred to the Court of Appeal, Third Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**S183587**

**PEOPLE v. TERRELL  
(GLENN)**

Transferred to Court of Appeal, Second Appellate District

The above-entitled matter is transferred to the Court of Appeal, Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

**S181998**

Petition denied

(accusation)

**ACCUSATION OF FRATES**

**S182024**

Petition denied

(accusation)

**ACCUSATION OF FRATES**

**S182038**

Petition denied

(accusation)

**ACCUSATION OF KRAY**

**S182088**

Petition denied

(accusation)

**ACCUSATION OF LIU**

**S182382**

Petition denied

(accusation)

**ACCUSATION OF FRATES****S182559**

Petition denied

(accusation)

**ACCUSATION OF GOODE-  
PARKER****S182567**

Petition denied

(accusation)

**ACCUSATION OF JONES****S182620**

Petition denied

(accusation)

**ACCUSATION OF  
McKENZIE****S182650**

Petition denied

(accusation)

**ACCUSATION OF  
PENNINGTON****S182668**

Petition denied

(accusation)

**ACCUSATION OF DONOVAN****S183271**

Voluntary resignation accepted

**LOGAN ON RESIGNATION**

The court orders that the voluntary resignation of ROBERT JOHN LOGAN, State Bar Number 45529, as a member of the State Bar of California is accepted.

**S183338**

Voluntary resignation accepted

**LODATO ON RESIGNATION**

The court orders that the voluntary resignation of KATHRYN LEWIS LODATO, State Bar Number 148750, as a member of the State Bar of California is accepted.

**S183341****LARRABEE ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of PHILIP A. LARRABEE, State Bar Number 39226, as a member of the State Bar of California is accepted.

**S183342****KOZLOFF ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of THEODORE J. KOZLOFF, State Bar Number 40902, as a member of the State Bar of California is accepted.

**S183343****HUMPHRIES, JR., ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of BERT WILLIS HUMPHRIES, JR., State Bar Number 38415, as a member of the State Bar of California is accepted.

**S183346****HOLMES ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of JANET KAY HOLMES, State Bar Number 150223, as a member of the State Bar of California is accepted.

**S183350****HOFFMAN ON  
RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DAVID BRYAN HOFFMAN, State Bar Number 161697, as a member of the State Bar of California is accepted.

**S183352****FARROW ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROY LEONARD FARROW, State Bar Number 43829, as a member of the State Bar of California is accepted.

**S183354**

**COLTON ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of ROBERT CRAIG COLTON, State Bar Number 43287, as a member of the State Bar of California is accepted.

**S183355**

**ABBOTT ON RESIGNATION**

Voluntary resignation accepted

The court orders that the voluntary resignation of DANIEL LAWRENCE ABBOTT, State Bar Number 69945, as a member of the State Bar of California is accepted.

